



CITY OF WINCHESTER, VIRGINIA

Rouss City Hall
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Winchester, VA 22601
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ASBESTOS REGULATIONS FORM

2003 Virginia Uniform Statewide Building Code
Section 110.3 / Code of Virginia 36-99.7

This form is to assure compliance with the requirements of the Code of Virginia and the 2003 Virginia Uniform Statewide Building Code. It must be completed for all re-roofing, renovation and demolition permits.

Job location _____

1. Is this job for work on a building or portions thereof construction after January 1, 1985?
☐ *No - Please go to question 2.* ☐ *Yes - Please sign on line 10.*
2. Is this permit for work on a single family dwelling or an apartment building with 4 or less units?
☐ *No - Please go to question 4.* ☐ *Yes - Please go to question 3.*
3. Does this permit involve the demolition of a residential building for commercial development?
☐ *No - STOP - Please sign on line 10.* ☐ *Yes - Please go to line 6.*
4. Does this nonresidential permit involve only re-roofing, or re-siding?
☐ *No - Please go to question 5.* ☐ *Yes - Please go to line 9.*
5. Does this permit involve disturbing, altering or removing:
 - More than 260 linear feet of existing piping?
 - More than 160 square feet of other building components?
 - More than 35 cubic feet of facility components that cannot be measured?☐ *No - STOP- Please sign line 10.* ☐ *Yes - Please go to line 6.*
6. Has this building been inspected by a Virginia Certified Asbestos Inspector?
☐ *No - Please go to line 7.* ☐ *Yes - Please go to line 8.*
7. This building is required to be inspected by a Virginia Certified Asbestos Inspector?
Please have this building inspected for asbestos and re-file this form.
8. If asbestos has been found areas affected by construction, it is owner's responsibility to comply with all Federal and State asbestos laws, including permits from the Virginia Department of Labor and Industry, OSHA and DOT. Sign the back of this form.
9. The asbestos regulations require:
 - That this work be inspected by a Virginia Certified Asbestos inspector. If asbestos is found, the work must be done by a Virginia licensed abatement contractor.
OR
 - That this work be assumed to contain asbestos, and work will be performed by a Virginia licensed abatement contractor.

10. I understand that this form is a legal document and that, by, signing it; I am making a legally binding claim.

I am ☐ the property owner ☐ legal agent for the property owner.

Signature_____ Date_____
Print Name_____

Code of VA Asbestos 36-99.7

Excerpts from the Code of Virginia Pertaining to Asbestos Disturbance and Removal

§ 36-99.7. Asbestos inspection in buildings to be renovated or demolished; exceptions:

A. A local building department shall not issue a building permit allowing a building for which an initial building permit was issued before January 1, 1985, to be renovated or demolished until the local building department receives certification from the owner or his agent that the affected portions of the building have been inspected for the presence of asbestos by an individual licensed to perform such inspections pursuant to § 54.1-503 and that no asbestos-containing materials were found or that appropriate response actions will be undertaken in accordance with the requirements of the Clean Air Act National Emission Standard for the Hazardous Air Pollutant (NESHAPS) (40 CFR 61, Subpart M), and the asbestos worker protection requirements established by the U.S. Occupational Safety and Health Administration for construction workers (29 CFR 1926.1101). Local educational agencies that are subject to the requirements established by the Environmental Protection Agency under the Asbestos Hazard Emergency Response Act (AHERA) shall also certify compliance with 40 CFR 763 and subsequent amendments thereto.

B. To meet the inspection requirements of subsection A except with respect to schools, asbestos inspection of renovation projects consisting only of repair or replacement of roofing, floor covering, or siding materials may be satisfied by a statement that the materials to be repaired or replaced are assumed to contain friable asbestos and that asbestos installation, removal, or encapsulation will be accomplished by a licensed asbestos contractor.

C. The provisions of this section shall not apply to single-family dwellings or residential housing with four or fewer units, unless the renovation or demolition of such buildings is for commercial or public development purposes. The provisions of this section shall not apply if the combined amount of regulated asbestos-containing material involved in the renovation or demolition is less than 260 linear feet on pipes or less than 160 square feet on other facility components or less than thirty-five cubic feet off facility components where the length or area could not be measured previously.

D. An abatement area shall not be reoccupied until the building official receives certification from the owner that the response actions have been completed and final clearances have been measured. The final clearance levels for reoccupancy of the abatement area shall be 0.01 or fewer asbestos fibers per cubic centimeter if determined by Phase Contrast Microscopy analysis (PCM) or 70 or fewer structures per square millimeter if determined by Transmission Electron Microscopy analysis (TEM).